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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of

LOUIS R. BROTHERS, Jr.

Serial No. 09/987,722 (TI-34299)

Filed November 15, 2001

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached document is being deposited with the United States Postal Service with sufficient postage for First Class Mail in an envelope addressed to Director of the United States Patent and Trademark Office, P.O. Box 1450,, Alexandria, VA 22313-1450 or is being facsimile transmitted on the date indicated below:

9-27-05

Jay M. Cantor, Reg. No. 19,906

For: METHOD AND APPARATUS FOR RECEIVED UPLINK SIGNAL BASED
ADAPTIVE DOWNLINK DIVERSITY WITHIN A COMMUNICATION SYSTEM

Art Unit 2684

Examiner Angelica Perez

Customer No. 23494

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated June 27, 2005 of the Primary Examiner finally rejecting claims 1 to 3, 7 to 12, 14 to 19, 21, 22, 24 to 29, 31, 36 to 40, 51 to 54 and 56, all of the rejected claims.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection
☐ was granted on
☐ is requested for _____ month(s).
2. ☒ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☒ Fee \$500.00:
☐ Not required (*Fee paid in prior appeal*)
☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 20-0668. A duplicate copy of this sheet is enclosed.

Signature [Rule 191(b)]

Post Office Address
(to which correspondence is to be sent)

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